

CEM

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

FILED

08 FEB 20 AM 9:33

UNITED STATES OF AMERICA,

Plaintiff,

v.

Armando SANCHEZ-Gonzalez

Defendant.

Magistrate Case No.

08 MJ 0487

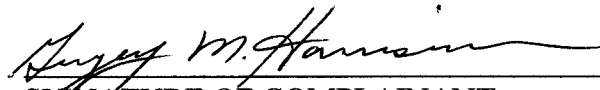
COMPLAINT FOR VIOLATION OF: DEPUTY

Title 8, U.S.C., Section 1326;
Deported Alien Found in the
United States

The undersigned complainant, being duly sworn, states:

On or about, **February 13, 2008**, within the Southern District of California, defendant, **Armando SANCHEZ-Gonzalez**, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Section 1326.

And the complainant further states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.


SIGNATURE OF COMPLAINANT
Gregory M. Harrison, Immigration &
Customs Enforcement, Deportation Officer

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS **20th** DAY OF **February 2008**.


UNITED STATES MAGISTRATE JUDGE

CEM

CONTINUATION OF COMPLAINT:**NAME: SANCHEZ-Gonzalez, Armando****PROBABLE CAUSE STATEMENT**

As part of assigned duties of the Detention and Removal Office, Deportation Officers review various sources in order to check on aliens that have been previously removed from the United States. This is done in order to determine if subjects have returned to the United States, in violation of Title 8, United States Code, Section 1326.


On Wednesday, February 13, 2008, the defendant identified as Armando SANCHEZ-Gonzalez was arrested by the Escondido Police Department for violation of Penal Code 529.5(C) "POSSESSION OF DECEPTIVE GOVERNMENT IDENTIFICATION" and Penal Code 148.9(A) "FALSE IDENTIFICATION TO SPECIFIC PEACE OFFICERS". Subsequently, the defendant was booked into county jail where an Immigration Enforcement Agent determined the defendant to be a citizen of Mexico and placed an immigration hold pending his release.

On Tuesday, February 19, 2008 at approximately 4:00 a.m. the defendant was referred to United States Immigration and Customs Enforcement custody. Deportation Officer Gregory Harrison reviewed various sources of information and conducted official record checks in regards to the defendant. A thorough review of the defendant's official immigration record revealed that he is a citizen and national of Mexico having been previously removed from the United States on at least two occasions.

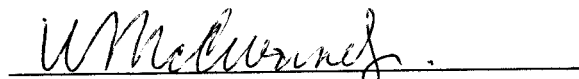
A thorough review of official immigration computer database record checks and information contained in the Alien Registration file revealed that the defendant was most recently ordered removed from the United States by an Immigration Judge on or about September 06, 2000 and removed to Mexico via the Calexico Port of Entry. Record checks further revealed that the defendant was issued a re-instatement of removal on or about March 28, 2003 and removed to Mexico via the San Ysidro Port of Entry. Record checks further indicate that the defendant has not applied to the Attorney General of the United States or the Secretary of the Department of Homeland Security for permission to re-enter the United States.

The Automated Biometric Fingerprint Identification System "IDENT" and Automated Fingerprint identification System "IAFIS" were utilized and compared the defendant's fingerprints to those contained in these databases. The results confirmed the defendant's identity as Armando SANCHEZ-Gonzalez, a citizen and national of Mexico. A photograph and a set of fingerprints contained within the official Alien Registration File were also reviewed and compared to the defendant, further confirming his identity.

Based upon the foregoing information, there is probable cause to believe that Armando SANCHEZ-Gonzalez has illegally re-entered the United States after Deportation, in violation of Title 8 of the United States Code 1326, Deported Alien Found in the United States.


SIGNATURE OF COMPLAINANT
Gregory M. Harrison, Immigration &
Customs Enforcement, Deportation Officer

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 20th DAY OF February 2008.


UNITED STATES MAGISTRATE JUDGE